

### **REMARKS**

Claims 1-34 and 42-49 stand withdrawn. By this paper Claims 41 and Claims 51-54 are canceled without prejudice or disclaimer. New Claims 55-58 are added. Claims 35, 36, 39, and 50 are currently amended. Support for the amendment to the claims and support for the new claims may be found throughout the specification and drawings as filed and particularly at paragraphs [0019]-[0022]. The new claims and the amendment to the claims are believed to be consonant with the Restriction Requirement and the Election of Species Requirement as the claims are directed to Group II encompassing Species E. Moreover, no additional searching is required as the subject matter of the present claims is encompassed by the search required for the un-amended Claims 35 and 50.

### ***Drawings***

The drawings stand objected. By this paper, Claim 41 is canceled. In-light of the foregoing, it is believed that the pending objection has been obviated. Removal of the pending objection is earnestly solicited.

### ***Claim Rejection 35 U.S.C. § 112, paragraph 2***

By this reply, claims 41 and 52 have been canceled thereby obviating the present rejection. Removal of the pending rejection under 35 U.S.C. §112, second paragraph is respectfully solicited.

### ***Claim Rejection 35 U.S.C. § 102***

#### **35 U.S.C. § 102(b)**

Claims 35-41 and 50-54 stand rejected under 35 U.S.C. §102(b) as anticipated by Carroll et al. United States Patent Application Publication 2003/0150311 (hereinafter Carroll). Claims 35-40, 50 have been amended. Claims 41 and 51-54 have been canceled. None of the cited references either individually or, in combination, anticipate or make obvious the presently claimed invention of a front bevel lock for a miter saw including a generally cylindrical shaft constructed to rotate as well as meeting the other limitations recited in the

relevant claims. Additionally, none of the references anticipate or make obvious the subject matter of new Claims 55-58.

Removal of the pending rejection to the claims is respectfully requested and allowance is earnestly solicited.

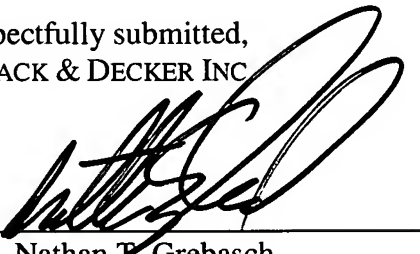
### CONCLUSIONS

In light of the forgoing, reconsideration and allowance of the claims is earnestly solicited.

DATED: October 12, 2005.

Respectfully submitted,  
BLACK & DECKER INC

By

A handwritten signature in black ink, appearing to read 'Nathan T. Grebasch', is written over a horizontal line.

Nathan T. Grebasch  
Reg. No: 48,600

SUITER · WEST · SWANTZ PC LLO  
14301 FNB Parkway, Suite 220  
Omaha, NE 68154-5299  
Telephone: (402) 496-0300  
Facsimile: (402) 496-0333